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2652  
118 mg  
5/28/04  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

File U.S. Patent Application of: )  
Applicant: Eguchi et al. )  
Serial No.: 10/027,651 )  
Conf. No.: 1164 )  
Filed: December 20, 2001 )  
For: CURRENT-PERPENDICULAR-TO-THE-PLANE )  
STRUCTURE MAGNETORESISTIVE ELEMENT )  
AND METHOD OF MAKING SAME )  
Art Unit: 2652 )  
Examiner: Davis, David Donald )

I hereby certify that this paper is being deposited with  
the United States Postal Service as FIRST-CLASS mail  
in an envelope addressed to: Mail Stop AMENDMENT,  
Commissioner for Patents, P.O. Box 1450, Alexandria,  
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5/18/04  
Date

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RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

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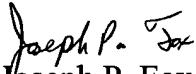
Dear Sir:

In response to the Election/Restriction Requirement mailed April 21, 2004,  
Applicants elect Group I (Claims 1-3 and 10), with traverse. The grounds for traversal are  
that examination of both groups would not place an undue burden on the Examiner. The  
claims in the two groups share several features, and a search for one group would probably

overlap or encompass a search for the other group. For these reasons, Applicants request that the restriction requirement be withdrawn, and that all claims be examined on the merits.

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By   
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May 18, 2004

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